

**REGULAR MEETING  
OF THE  
PUTNAM COUNTY LEGISLATURE  
HELD IN THE  
HISTORIC COURTHOUSE  
CARMEL, NEW YORK 10512**

Thursday

March 5, 2020

7:00 P.M.

The meeting was called to order at 7:00 P.M. by Chairwoman Addonizio who requested that Legislator Gouldman lead in the Pledge of Allegiance and Legislator Sayegh in the Legislative Prayer. Upon roll call, Legislators Montgomery, Gouldman, Nacerino, Jonke, Castellano, Sayegh, Sullivan and Chairwoman Addonizio were present. Legislator Albano was absent. Also present was Legislative Counsel Firriolo.

**PROCLAMATION**

Chairwoman Addonizio recognized Legislator Gouldman who presented the Putnam Valley High School Cheerleaders with a Proclamation to recognize their achievement of placing 3<sup>rd</sup> in their division while competing at the National Cheerleading Association High School Competition in Dallas, Texas.

**RECOGNIZING THE PUTNAM VALLEY HIGH SCHOOL CHEERLEADERS**

WHEREAS, The Putnam Valley High School Cheerleaders are a team of 18 dedicated and skilled students ranging in age from 13 to 18 years old. They are led by Head Coach Kelly Wilson and Assistant Coach Regina Albano; and

WHEREAS, since New York State began recognizing Competitive Cheerleading as a legitimate sport in 2014, the Putnam Valley High School Cheerleaders have won Sectionals each year and have placed in the Top 3 in the State for the past three years; and

WHEREAS, Recognizing the achievements of the Cheerleaders over the past few years and determined to tackle an even bigger challenge, the Team set a goal to compete at the National Cheerleading Association High School Competition in Dallas, Texas. In order to attend, the Cheerleaders fundraised over \$25,000 and committed two and a half hours each day, sometimes six days a week, to learn and practice three versions of the new routine they would perform at the three different events at Nationals; and

WHEREAS, on January 23, 2020 the Putnam Valley High School Cheerleaders arrived at the Kay Hutchinson Convention Center in Dallas, Texas ready for their first National competition. Unsure how they might place in such a large competition, the Team was excited to learn that their commitment and hard work earned them 3<sup>rd</sup> Place in the Intermediate Medium High School Open division at the National Cheerleading Association High School Competition; now therefore be it

RESOLVED, that Putnam County Executive MaryEllen Odell and the Putnam County Legislature, congratulate the Putnam Valley High School Cheerleaders on this well-deserved accomplishment and recognize the positive example the Cheerleaders have set by stepping out of their comfort zone to challenge themselves by competing in the National competition, fundraising to do so, and placing 3<sup>rd</sup> in their division!

**Item #4 – Approval of Minutes – Regular Meeting – February 4, 2020**

The minutes were approved as submitted.

**Item #5 – Correspondence**

**a) County Auditor**

There was no activity during this reporting period.

**Item #6 – Pre-filed resolutions:**

**PERSONNEL COMMITTEE  
(Chairwoman Nacerino, Legislators Jonke & Montgomery)**

**Item #6a – Approval/ Fund Transfer (20T005A)/ Finance/ Deputy Sheriff Reclass to Sergeant Position in Community & Youth was next. Chairwoman Addonizio recognized Legislator Nacerino, Chairwoman of the Personnel Committee. On behalf of the members of the Committee, Legislators Jonke & Montgomery, Legislator Nacerino moved the following:**

**Legislator Nacerino stated that the proposal to reclass the Deputy Sheriff to Sergeant position was on the Personnel Committee and was discussed six (6) times. She stated that it was her hope that we have exhausted all questions in an effort to prepare us to make an informed decision. She stated that discussions ensued on April 9, 2019, October 15, 2019, October 29, 2019, November 19, 2019, December 11, 2019 and February 11, 2020. She stated that she is prepared to approve the funding to the Sheriff's Department personnel. She stated that we have collectively acknowledged the fabulous job the SROs and SPOs are doing. She called upon her colleagues to approve this fund transfer.**

**Legislator Nacerino made a motion to accept the additional email correspondence from Captain Tompkins; seconded by Legislator Jonke. All in favor.**

**Legislator Jonke thanked Captain Tompkins and commended him for his patience and hard work in answering all of our questions.**

**Legislator Sullivan explained that it has been a long process, but it was important for our taxpayers that we ask the appropriate questions and receive the information needed to make an informed decision. He stated that the last issue was to make sure the school Superintendents were in agreement with the additional costs they will be incurring. He believed that we were all in agreement that we would be moving forward with this position this evening.**

**Legislator Castellano stated that he was glad that the School Districts were paying attention to the potential cost that this program could cost the taxpayers of Putnam County in their school taxes. He stated that the SROs and SPOs do a great job and the program has expanded over the years. He believed this position was probably necessary for that reason. He hoped that the school districts stay in the loop with this conversation, so as taxpayers, we all know what we will be paying.**

Legislator Montgomery stated that this was a great program. She believed it was a much-needed program and the SROs do a fantastic job in our schools. She explained that in speaking with her Superintendent and School Board, they are confident that it is a nominal cost that they will pay attention to. She stated that she was happy to move this forward.

Legislator Sayegh stated that she too spoke with her School Superintendent. She believed that having the Sheriff's SROs and SPOs at the schools was vitally important to each school district. She stated that she was happy to see that the schools were all on board.

Legislator Nacerino stated what is being considered tonight is for the upgrade. She stated that we all look at this program and realize how valuable it is. She did not believe anyone would in this room or school district would compromise school safety in any capacity.

Legislator Gouldman believed the SRO/SPO Program was a very vital program in our community. He stated that in addition to the program, you need management to run the program. He stated that because of this he would be approving the upgrade.

Chairwoman Addonizio stated that she is supportive and in favor of the SRO/SPO Program and the Deputy Sheriff upgrade to a Sergeant position. She stated that, through this program, there is a uniformed presence in the schools which she believed was very important.

**RESOLUTION #46**

**APPROVAL/ FUND TRANSFER / FINANCE/ DEPUTY SHERIFF RECLASS TO SERGEANT POSITION IN COMMUNITY & YOUTH**

WHEREAS, the Putnam County Sheriff has requested a fund transfer (20T005A) to release funds placed in sub-contingency in the 2020 Budget Process for a Deputy Sheriff Reclass to Sergeant Position in Community & Youth; and

WHEREAS, the Personnel Committee and the Audit & Administration Committee have reviewed and approve said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

**Decrease:**

<b>101990000 54986</b>	<b>Sub-Contingency</b>	<b>17,962</b>
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**Increase:**

<b>16311000 51000 (311016999)</b>	<b>Sheriff – Personnel</b>	<b>17,962</b>
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**2020 Fiscal Impact - \$17,962**

**2021 Fiscal Impact – 0 –**

**BY ROLL CALL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6b – Approval/ Ratification/ CSEA Contract was next. On behalf of the members of the Personnel Committee, Legislators Jonke & Montgomery, Legislator Nacerino moved the following:**

**Legislator Nacerino thanked the negotiating team for all their hard work and effort. She read from the resolution which explained the lengthy time period involved prior to all parties reaching an agreement. She explained that the negotiation and executing of contracts fall under the purview of the Administration, which is then ratified by the Legislature.**

**Legislator Jonke thanked and congratulated the negotiating teams from both sides. He explained that negotiating a contract is not an easy task. He thanked everyone again and stated that our employees will now get the security that they deserve.**

**Legislator Castellano stated that, as a current member of the CSEA in Westchester County, he congratulated everyone on the great effort to negotiate a fair contract for all. He looked forward to approving this and he was looking ahead to all the great things the members of the CSEA do for Putnam County.**

**Chairwoman Addonizio stated that she was happy to see that the County has reached a contract agreement for the CSEA workers. She stated that we appreciate our workforce and their dedication to Putnam County.**

#### **RESOLUTION #47**

#### **APPROVAL/RATIFICATION/CSEA CONTRACT**

**WHEREAS, the Civil Service Employee’s Association, Inc. (“CSEA”) and the County of Putnam are parties to a Collective Bargaining Agreement (“CBA”) which expired on December 31, 2016; and**

**WHEREAS, negotiations with CSEA for a new and/or amended CBA took place on many dates, over the course of the past three (3) years, and many proposals and counter-proposals were exchanged over that same period of time; and**

**WHEREAS, initial negotiating sessions were held on February 15, 2017, March 29, 2017 and May 15, 2017; and**

**WHEREAS, an initial Declaration of Impasse was filed by CSEA on May 16, 2017 with the Office of Conciliation of the Public Employment Relations Board; and**

**WHEREAS, a mediation session was then held on July 24, 2017 with mediator, Lori Matles, at which time it was determined by the parties that further negotiations would be warranted; and**

**WHEREAS, several additional negotiating sessions were subsequently held between the County of Putnam and CSEA, and many additional proposals and counter-proposals were exchanged, however, a final agreement was not able to be reached between the parties; and**

**WHEREAS, as a result of the parties’ inability to arrive at a mutually acceptable Agreement, the parties requested that the assigned mediator return for additional mediation sessions between the County and CSEA; and**

**WHEREAS, mediation sessions took place between CSEA and the County of Putnam with mediator Lori Matles on January 17, 2019, February 21, 2019, April 11, 2019 and June 17, 2019; and**

**WHEREAS, on July 30, 2019 a letter recommendation from mediator Lori Matles was received as a result of the aforementioned mediation sessions, a copy of which is attached hereto; and**

**WHEREAS, additional negotiating sessions were held in order to finalize the remaining outstanding issues between the parties, which included the complete terms and conditions of employment for 911 Dispatchers, 911 Dispatch Shift Supervisors and the 911 Dispatch Center Supervisor, all of which were titles added to the bargaining unit by way of a Certification of the New York State Public Employment Relations Board, dated July 13, 2016 (a copy of which is attached hereto); and**

**WHEREAS, a final meeting took place between the negotiating teams of CSEA and the County of Putnam on January 23, 2020, and all of the parties were able to arrive at an agreement concerning all of the terms and conditions of the employment of its members for the years January 1, 2017 through December 31, 2022 after the aforementioned lengthy period of negotiations and mediation; and**

**WHEREAS, a Memorandum of Agreement (“MOA”) was executed by Putnam County Executive MaryEllen Odell, by Paul J. Eldridge, Putnam County Personnel Officer, County Attorney Jennifer S. Bumgarner and negotiating team members for CSEA, in which the specific changes to the underlying Collective Bargaining Agreement were outlined, a copy of which is attached hereto; and**

**WHEREAS, the Putnam County Legislature held a Personnel Committee meeting on Tuesday, February 11, 2020 to discuss the terms of the MOA; and**

**WHEREAS, the Legislature is in agreement with the administration and the negotiating team that the MOA is in the best interests of the County of Putnam and the Membership of CSEA; now therefore be it**

**RESOLVED that the Putnam County Legislature hereby approves and ratifies the attached Memorandum of Agreement, dated January 23, 2020, which was entered into with CSEA for the period of January 1, 2017 up to and including December 31, 2022.**

**BY ROLL CALL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**PROTECTIVE SERVICES COMMITTEE  
(Chairman Jonke, Legislators Nacerino & Sullivan)**

**Item #6c – Approval/ Confirmation/ Re-Appointments/ Putnam County Emergency Services Safety Advisory Board was next. Chairwoman Addonizio recognized Legislator Jonke, Chairman of the Protective Services Committee. On behalf of the members of the Committee, Legislators Nacerino and Sullivan, Legislator Jonke moved the following:**

**Legislator Jonke stated, as the Chairman of the Protective Services Committee, he has the honor and privilege to meet with these volunteer members. He stated that they are hard working individuals whose goal is to make our County safe. He stated that they are part of what makes our community great.**

**Chairwoman Addonizio thanked all our volunteers for their commitment to Putnam County. She stated that we truly appreciate it.**

**RESOLUTION #48**

**APPROVAL/ CONFIRMATION/ RE-APPOINTMENTS/ PUTNAM COUNTY EMERGENCY SERVICES SAFETY ADVISORY BOARD**

WHEREAS, Section 25-38 of the Putnam County Code provides for the appointment of members to the Putnam County Emergency Services Safety Advisory Board by the County Executive subject to confirmation by the Putnam County Legislature; and

WHEREAS, the County Executive has re-appointed the following:

Ed Butler, Chief's Association Representative, for a three (3) year term, said term to expire December 31, 2022.

Eric Gross, Chairman, Bureau of Emergency Services Representative, for a three (3) year term, said term to expire December 31, 2022.

Sergeant Laura Smith, Law Enforcement Representative, for a three (3) year term, said term to expire December 31, 2022; and

WHEREAS, the Protective Services Committee of the Putnam County Legislature has reviewed and approved said re-appointments; now therefore be it

RESOLVED, that the Putnam County Legislature hereby confirms the re-appointments of Ed Butler, Eric Gross and Sergeant Laura Smith to the Putnam County Emergency Services Safety Advisory Board; and be it further

RESOLVED, that these re-appointments comply with any requirements to file an Oath of Office pursuant to the New York State Public Officers Law.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE  
(Chairwoman Sayegh, Legislators Addonizio & Albano)**

Item #6d – Approval/ Fund Transfer (19T480)/ Social Services/ Committee For Special Education & Care-State Training was next. Chairwoman Addonizio recognized Legislator Sayegh, Chairwoman of the Health, Social, Educational & Environmental Committee. On behalf of the members of the Committee, Legislators Addonizio and Albano, Legislator Sayegh moved the following:

**RESOLUTION #49**

**APPROVAL/ FUND TRANSFER/ SOCIAL SERVICES/ COMMITTEE FOR SPECIAL EDUCATION & CARE-STATE TRAINING**

WHEREAS, the Commissioner of Social Services has requested a fund transfer (19T480) to reallocate funds to cover 2019 Committee For Special Education and Office of Children & Family Services placements; and

WHEREAS, the Health, Social, Educational & Environmental Committee and the Audit & Administration Committee have reviewed and approved said fund transfer; now therefore be it

RESOLVED, that the following fund transfer be made:

<b>Decrease:</b>		
10611900 54415	Adoption Subsidies FNP (Federally Non-Participating)	20,000
10611900 54420	Foster Care FNP	30,000
10611900 54423	IV-E Foster Care (Federally Participating Foster Care)	15,000
10610600 54435	EAF Foster Care (Emergency Assistance To Families)	<u>41,188</u> 106,188
<b>Increase:</b>		
10611900 54114	Committee For Special Education	65,000
10612900 54413	Care-State Training	<u>41,188</u> 106,188

2019 Fiscal Impact – 0 –  
2020 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6e – Approval/ Calling on the Governor and the New York State Legislature to Preserve the Zero Percent Medicaid Growth Cap was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators Addonizio and Albano, Legislator Sayegh moved the following:**

**Legislator Nacerino stated that this would become another unfunded mandate. She explained that this is a big problem for New York State and for all the county budgets throughout the State.**

**RESOLUTION #50**

**APPROVAL / CALLING ON THE GOVERNOR AND NEW YORK STATE LEGISLATURE TO PRESERVE THE ZERO PERCENT MEDICAID GROWTH CAP**

**WHEREAS, spending in New York State for Medicaid is the single largest expense in the State budget; and**

**WHEREAS, the funding to support the Medicaid program is provided by a combination of federal, state, and local resources; and**

**WHEREAS, the required county and New York City contribution is \$7.6 billion annually; and**

**WHEREAS, the local share of Medicaid funding paid in New York is the highest of any state in the country and is more than what 43 individual states pay in state share for their Medicaid programs; and**

**WHEREAS, this large, local funding share for Medicaid and other state programs is a major contributor to New York’s high local tax burden compared to other states, with Putnam County’s costs having risen by \$4 million from 2018 to 2019; and**

**WHEREAS, before 2015, about 5,000 Putnam County residents were enrolled in Medicaid, but by July 2019, the County had 13,114 Medicaid recipients; and**

**WHEREAS, none of these cost or enrollment increases are the result of Putnam County policy; and**

**WHEREAS, Putnam County's effort to detect Medicaid fraud revealed loopholes that allow well-to-do residents to qualify for Medicaid, yet the State has refused to close said loopholes; and**

**WHEREAS, the Governor and legislative leaders have previously recognized the fiscal burden the financing of Medicaid is for local taxpayers and initiated steps to relieve part of that burden by capping the growth in local costs in this program; and**

**WHEREAS, one of the most prominent property tax reduction and mandate relief initiatives in state history was establishment of the zero-percent Medicaid growth cap in 2012; and**

**WHEREAS, this zero-percent growth cap enables counties to keep funding for the growing cost of many vital state programs and services, while continuing local quality of life services demanded by taxpayers; and**

**WHEREAS, the Medicaid budget is facing billions of dollars in annual deficits over the next several years; and**

**WHEREAS, these Medicaid deficits are contributing to the largest budget deficit the state has faced since the Great Recession; and**

**WHEREAS, the Governor's Executive Budget Recommendation is proposing to rely on \$150 million in Medicaid program costs assumed by local taxpayers, including:**

- Using county government federal enhanced Medicaid match savings;**
- Losing state Medicaid growth cap if counties breach the state property tax cap;**
- Shifting the local share of Medicaid growth above 3% to counties, if counties cannot contain costs under 3%; and**

**WHEREAS, counties do not have tools to control the Medicaid program growth; some of these limitations include:**

- The ability to audit the Medicaid program;**
- The ability to control the cost of prescription drugs;**
- The ability to set provider reimbursement rates;**
- The ability to modify eligibility and benefit levels for Medicaid recipients;**
- The ability to control changing demographics across the state;**
- The ability to control provider contracts; and**

**WHEREAS, if state experts in the Medicaid program are unable to develop solutions to control growth in the Medicaid program, it will be difficult for counties to do so, since they do not have this authority to control costs; and**

**WHEREAS, while Putnam County takes care of our most vulnerable citizens and will always ensure they get the services they need, the proposed increase in Medicaid costs will force the County to make other cuts that will devastate our budget and hurt our communities; and**

**WHEREAS, to stay below the state's two-percent property tax cap, Putnam County can only raise its spending by \$1.2 million this fiscal year, causing the County an extreme hardship if the State shifts its Medicaid costs onto the County; now therefore be it**

**RESOLVED, that the County of Putnam urges the Governor and State legislative leaders to maintain the zero percent Medicaid growth cap for counties and New York City as they address state budget shortfalls in order to keep downward pressure on the local tax burden; and be it further**

**RESOLVED** that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Putnam County's New York State Legislative delegation, and all others deemed necessary and proper.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6f – Approval/ Memorialization/ Support New York State Bill S1406 & Assembly Bill A1123 Clara's Law** was next. On behalf of the members of the Health, Social, Educational & Environmental Committee, Legislators Addonizio and Albano, Legislator Sayegh moved the following:

Chairwoman Addonizio stated that in 2013, Ms. Bowman's husband walked 230 miles to convince the Legislature to pass Clara's Law after his wife was abused in a Florida hospital. She stated that, according to CNN, there were 1,000 nursing homes that failed to prevent alleged cases of sexual abuse from 2013 to 2016. She believed it was important to send a strong message to New York State.

**RESOLUTION #51**

**APPROVAL/ MEMORIALIZATION/ SUPPORT NEW YORK STATE BILL S1406 & ASSEMBLY BILL A1123 CLARA'S LAW**

**WHEREAS**, Senator Pamela Helming and Assembly Minority Leader Brian Kolb sponsored New York State Bill S1406 / A1123, requiring hospitals and health care facilities to report incidents of a sexual offense to the State Departments of Health and Education; and

**WHEREAS**, this legislation is named after the late Clara Mae Bowman, who was sexually abused by an Intensive care-unit at a Florida hospital in 2006; and

**WHEREAS**, the abuser resigned from the hospital amid the allegation to work at another hospital that was unaware of the allegations where he abused another patient; and

**WHEREAS**, every facility providing medical and health care should have access to criminal records of any potential employee caring for their patients to prevent these offenders from repeating their cycle of abuse; and

**WHEREAS**, any person under the care of a healthcare facility has the right to be free from mental, physical, sexual and verbal abuse as well as neglect and exploitation; and

**WHEREAS**, the Putnam County Legislature urges the Governor and the New York State Legislature to adopt said bill; now therefore be it

**RESOLVED**, that the Clerk of the Putnam County Legislature forward a copy of this resolution to Governor Andrew M. Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Susan Serino, Senator Peter Harckham, Assemblywoman Sandra Galef and Assemblyman Kevin Byrne.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**RULES, ENACTMENTS & INTERGOVERNMENTAL RELATIONS COMMITTEE**  
**(Chairman Sullivan, Legislators Albano & Castellano)**

**Item #6g – Approval/ Putnam Arts Council Grants for 2020 was next. Chairwoman Addonizio recognized Legislator Sullivan, Chairman of the Rules, Enactments & Intergovernmental Relations Committee. On behalf of the members of the Committee, Legislators Albano and Castellano, Legislator Sullivan moved the following:**

**Legislator Montgomery advocated for the Arts in our County. She explained that the Arts generate sales tax revenue for the County. They bring communities together and provide a great resource for our children, mental health and therapies. She believed and explained that the amount needed to be increased.**

**Chairwoman Addonizio concurred on the importance of the Arts. It benefits everyone in the community; from toddlers to seniors.**

#### **RESOLUTION #52**

#### **APPROVAL/ PUTNAM ARTS COUNCIL GRANTS FOR 2020**

**WHEREAS, on February 5, 2020, the Putnam Arts Council reported to the Putnam County Legislature their recommendations for distribution of the 2020 Arts Link Community Regrant Program (formerly Putnam Arts Fund) totaling \$13,000; now therefore be it**

**RESOLVED, that the Putnam County Legislature accepts and approves the recommendation of the Putnam Arts Council dated February 5, 2020 distribution of the 2020 Arts Link Community Regrant Program for the first round of applications totaling \$13,000 pursuant to the attached list.**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6h – Approval/ Support Funding for Veterans Peer to Peer Support Program was next. On behalf of the Rules, Enactments & Intergovernmental Relations Committee, Legislators Albano and Castellano, Legislator Sullivan moved the following:**

**Legislator Sullivan read the resolution.**

**Legislator Sayegh stated that while attending the NACo conference, she attended a Veterans Committee meeting. She heard about the importance of these local organizations. She stated that they specifically spoke about the Joseph P. Dwyer Vet2Vet program, explaining that of the 22 Veteran suicides per day, less than seven (7) would ever walk into a Veterans Affairs facility to ask for help saying that they are having suicidal thoughts. She stated that it is more likely that they would talk to a peer. She stated that these programs are important and save lives on a daily basis.**

**Legislator Castellano stated that this is an incredible program for the Veterans. He thanked the Putnam County staff who participate in administering this program.**

**Legislator Nacerino stated that we cannot underscore the value of this program. She stated that it is a shame that the State plays with this funding each year. She was supportive of sending a strong message to the State.**

Legislator Jonke believed it was a disgrace that our State Legislature and Governor would play games with a program that has such a positive affect on our Veterans. He stated that this is a valuable program. He thanked the individuals in the Putnam County Veterans Services Agency for all the work they do to support our Veterans. He stated that it is a disgrace that every year we need to pass a resolution like this to beg for the funding; which we ultimately receive.

Chairwoman Addonizio stated that it was unfortunate that the New York State Budget has eliminated funding for this program; a program which has proven to be very successful. She stated that this program has saved lives from suicide and drug abuse. She stated that we are imploring our State representatives to reinstate the funding.

### **RESOLUTION #53**

#### **APPROVAL/SUPPORT FUNDING FOR VETERANS PEER TO PEER SUPPORT PROGRAM**

**WHEREAS, the epidemic of military suicides has become so rampant that in recent years, death by suicide of active duty American service members rivals, and sometimes even exceeds, the numbers killed in combat; and**

**WHEREAS, post-traumatic stress disorders are a serious problem among America's service veterans, and can greatly disrupt their daily lives; and**

**WHEREAS, veterans and service members suffering from post-traumatic stress syndrome or other combat stress disorders are greatly helped through individual and small-group peer-to-peer counseling methods; and**

**WHEREAS, Putnam County's Joseph P. Dwyer Vet2Vet program provides invaluable service by assisting all veterans of Putnam County and their families through free confidential and anonymous vet-to-vet outreach programs; and**

**WHEREAS, Putnam County's Joseph P. Dwyer Vet2Vet program also offers opportunities for veterans to come together in support of each other; to listen and benefit from each other's experiences with service-related issues, including returning to civilian life, school, civilian jobs, and family life; and to navigate the services available through the Veterans Administration and community-based organizations; and**

**WHEREAS, funding for Putnam County's Joseph P. Dwyer Vet2Vet program has once again been eliminated from the Governor's budget for next year; and**

**WHEREAS, the reduction or elimination of funding for this program would result in a serious disservice to, and potentially dire consequences for, Putnam County's active duty service members and veterans, as well as their families, who have made great sacrifices for the United States, the State of New York, and Putnam County; now therefore be it**

**RESOLVED, that the Legislature respectfully calls upon and hereby urges Governor Andrew M. Cuomo, Senator Peter Harckham, Senator Susan Serino, Assemblyman Kevin Byrne, and Assemblywoman Sandra Galef to take all necessary steps to fully fund Putnam County's Joseph P. Dwyer Vet2Vet program in all future state budgets; and be it further**

**RESOLVED, that the Clerk of the Putnam County Legislature shall forward a copy of this Resolution to the Governor and the aforementioned members of the State Legislature.**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**PHYSICAL SERVICES COMMITTEE  
(Chairman Albano, Legislators Gouldman & Nacerino)**

**Item #6i – Approval/ Fund Transfer (20T036)/ Finance/ Central Services Vehicle Leasing (Enterprise Fleet Management Lease Agreement) was next. Chairwoman Addonizio recognized Legislator Nacerino, member of the Physical Services Committee. On behalf of the members of the Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**Legislator Nacerino explained that this is a PILOT program and we are confident that this will be both cost efficient and energy efficient as we progress this year with the leasing of these vehicles. She believed it was a great initiative that will work out very well.**

**Legislator Castellano stated that this is a very interesting program. He stated that he was glad this was a Putnam County PILOT program and he was hoping that it would be very successful. He stated that he was very happy to support this.**

**RESOLUTION #54**

**APPROVAL/ FUND TRANSFER / FINANCE/ CENTRAL SERVICES VEHICLE LEASING  
(Enterprise Fleet Management Lease Agreement)**

**WHEREAS, the Commissioner of Finance has requested a fund transfer (20T036) to allocate the cost of vehicle leasing to the approved departments for the Enterprise Fleet Management Lease Agreement; and**

**WHEREAS, the Physical Services Committee and the Audit & Administration Committee have reviewed and approved said fund transfer; now therefore be it RESOLVED, that the following fund transfer be made:**

<b>Decrease:</b>		
<b>10161000 54210</b>	<b>Central Services Vehicle Leasing</b>	<b>46,408</b>
<b>Increase:</b>		
<b>10146000 54210</b>	<b>Records Vehicle Leasing</b>	<b>4,482</b>
<b>10661000 54210</b>	<b>Consumers Vehicle Leasing</b>	<b>9,794</b>
<b>10731000 54210</b>	<b>Youth Vehicle Leasing</b>	<b>3,551</b>
<b>11401000 54210</b>	<b>Nursing Vehicle Leasing</b>	<b>3,135</b>
<b>10405900 54210</b>	<b>EI Vehicle Leasing</b>	<b>3,135</b>
<b>10314000 54210</b>	<b>Probation Vehicle Leasing</b>	<b>4,962</b>
<b>12401000 54210</b>	<b>EH Vehicle Leasing</b>	<b>8,426</b>
<b>10401000 54210</b>	<b>Health Vehicle Leasing</b>	<b>4,213</b>
<b>10123000 54210</b>	<b>County Executive Vehicle Leasing</b>	<b><u>4,710</u></b>
		<b>46,408</b>

**2020 Fiscal Impact – 0 –**

**2021 Fiscal Impact – 0 –**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6j – Approval/ Highways & Facilities/ Use of Capital Facility Reserve (20CP01) (Access Control) was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**RESOLUTION #55**

**APPROVAL/ HIGHWAYS & FACILITIES/ USE OF CAPITAL FACILITY RESERVE (20CP01) (Access Control)**

**WHEREAS, by Resolution #144 of 2017, the Putnam County Legislature approved the use of the Capital Project fund for Project CP-6 Access Control for County Facilities, to provide uniform access control systems throughout County Facilities; and**

**WHEREAS, CP-6 allowed for successful installations at a myriad of County Facilities; and**

**WHEREAS, the Commissioner of Highways & Facilities has proposed the use of \$75,000 from the Capital Facility Reserve to fund, Project #20CP01 – Access Control, to allow work to continue at additional County Facilities, for which project scope is attached; and**

**WHEREAS, the Physical Services Committee has reviewed and approved this request; now therefore be it**

**RESOLVED, that the Putnam County Legislature approves and authorizes the expenditure of \$75,000 from the Capital Facility Reserve fund budget line 55197000 53000 51509 as follows:**

**20CP01 – Access Control**

**Project cost not to exceed \$75,000**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6k - Approval/ Highways & Facilities/ Use of Capital Facility Reserve (20CP02) (Equipment Purchase) was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**Legislator Montgomery expressed her appreciation that the total amounts were placed on the spreadsheet.**

**RESOLUTION #56**

**APPROVAL/ HIGHWAYS & FACILITIES/ USE OF CAPITAL FACILITY RESERVE (20CP02) (Equipment Purchase)**

**WHEREAS, by Resolution #55 of 2020 the Putnam County Legislature approved the use of the Capital Project Reserve fund for project: 20CP01, for a total expenditure not to exceed \$75,000; and**

**WHEREAS, the Commissioner of Highways & Facilities has proposed the use of \$44,000 from the Capital Facility Reserve to fund, Project #20CP02 – Equipment Purchase, to allow work to continue at additional County Facilities, for which project scope is attached; and**

WHEREAS, the Physical Services Committee has reviewed and approved this request; now therefore be it

RESOLVED, that the Putnam County Legislature approves and authorizes the expenditure of \$44,000 from the Capital Facility Reserve fund budget line 55197000 53000 51509 as follows:

**20CP02 – Equipment Purchase**

Project cost not to exceed \$44,000

BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.

Item #6L – Authorizing Lease/ Room #8 Putnam County Veterans’ Residence was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:

**RESOLUTION #57**

**AUTHORIZING LEASE/ROOM # 8 PUTNAM COUNTY VETERANS’ RESIDENCE**

WHEREAS, the County of Putnam is the owner of certain real property, including the building situated thereon, located at 9 Drew Lane, Carmel, New York 10512, which is known as the Putnam County Veterans’ Residence; and

WHEREAS, the Putnam County Veterans’ Residence is operated as a communal residence for veterans who meet the established eligibility criteria; and

WHEREAS, the County of Putnam is desirous of entering into a lease agreement with Kevin Nugent for a single-residence room in the Putnam County Veterans’ Residence; and

WHEREAS, said lease agreement shall be for a term commencing on February 1, 2020 and expiring on July 31, 2020; now therefore be it

RESOLVED, that the County of Putnam may enter into the aforementioned lease agreement with Kevin Nugent for the single-residence room in the Putnam County Veterans’ Residence identified as Room # 8, for a term commencing on February 1, 2020 and expiring on July 31, 2020; and be it further

RESOLVED, that the County Executive, with the advice and assistance of the County Attorney, is authorized to finalize and execute said lease agreement with Kevin Nugent at the rental price of \$400.00 per month, which shall be in substantial conformance with the form attached hereto as Schedule “A”; and be it further

RESOLVED, this Resolution shall take effect immediately.

BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.

Item #6m – Approval/ Appointment & Re-Appointments/ Putnam County Agriculture & Farmland Protection Board was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:

**RESOLUTION #58**

**APPROVAL/ APPOINTMENT & RE-APPOINTMENTS/ PUTNAM COUNTY AGRICULTURE & FARMLAND PROTECTION BOARD**

**RESOLVED**, that the following be appointed to the Putnam County Farmland & Protection Board:

**Colin Wright, Town of Philipstown, for a four (4) year term; said term to expire December 31, 2022;**

**And be it further**

**RESOLVED**, that the following be re-appointed to the Putnam County Farmland & Protection Board:

**Brian Bergen, Town of Putnam Valley, Farmer Representative, for a four (4) year term, said term to expire December 31, 2024.**

**David Vickery, Town of Philipstown, for a four (4) year term, said term to expire December 31, 2023;**

**And be it further**

**RESOLVED**, that this appointment comply with any requirements to file an Oath of Office pursuant to the New York State Public Officers Law.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6n – Approval/ Ratification of Application for Grant Funds Available through the New York State Department of Transportation’s Public Transportation Modernization and Enhancement Program was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**RESOLUTION #59**

**APPROVAL/RATIFICATION OF APPLICATION FOR GRANT FUNDS AVAILABLE THROUGH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION’S PUBLIC TRANSPORTATION MODERNIZATION AND ENHANCEMENT PROGRAM**

**WHEREAS**, the New York State Department of Transportation (NYSDOT) has apportioned \$41 Million in State funding for counties, cities and regional authorities to upgrade, modernize and enhance public transportation services, such funds to be awarded through a competitive selection process through NYSDOT’s State Fiscal Year (SFY) 2019-2020 Modernization and Enhancement Program (MEP); and

**WHEREAS**, it is intended that NYSDOT’s MEP discretionary grant funds will be awarded to projects that support innovative and transformative capital projects which will enhance service coordination, improve access to services and deploy new technology, passenger amenities and maintenance facilities; and

**WHEREAS**, the MEP discretionary grant funding is one hundred (100%) percent State funding; and

**WHEREAS, the MEP discretionary grant funding is included in the \$29.1 Billion 5-year State Transportation Plan administered by NYSDOT, and the deadline for application submission is January 31, 2020; and**

**WHEREAS, Section 5-1(D)(1) of the Putnam County Code requires the Legislature approve all grant applications prior to their submission and that in the event time is of the essence requiring submission before Legislature approval is obtained for such application submission, consideration of the application shall occur at the next Full Legislature Meeting; and**

**WHEREAS, the County, by and through the Putnam County Department of Planning, Development and Public Transportation (the "Department"), is desirous to competitively seek grant funds through NYSDOT's MEP discretionary grant funding program for the costs associated with the rehabilitation of the Putnam County Transit Facility and, in furtherance thereof, submitted a grant application by the January 31, 2020 deadline set forth by NYSDOT; and**

**WHEREAS, the Legislature, by and through the Physical Services Committee, approves the County's application for MEP discretionary grant funding (attached hereto as Exhibit A) submitted by the Department to NYSDOT by the January 31, 2020 deadline; now therefore be it**

**RESOLVED, that the County Executive, together with the County Legislature, supports the County's application for NYSDOT's MEP discretionary grant funding in connection with the costs associated with the rehabilitation of the Putnam County Transit Facility and the County's application for SFY 2019-2020, attached hereto as Exhibit A and formally submitted to NYSDOT on/before January 31, 2020, is hereby accepted, approved and ratified by the County Legislature.**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #60 – Approval/ Operating Assistance Pursuant to Title 49 United States Code, Section 5311/ Consolidated Grant Application for Federal Fiscal Years (FFYs) 2019 and 2020 was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**Legislator Nacerino explained that the grant funding for this two (2) year period is anticipated to be \$94,000 each year.**

**RESOLUTION #60**

**APPROVAL/OPERATING ASSISTANCE PURSUANT TO TITLE 49 UNITED STATES CODE, SECTION 5311/ CONSOLIDATED GRANT APPLICATION FOR FEDERAL FISCAL YEARS (FFYs) 2019 AND 2020**

**WHEREAS, the County of Putnam (the "County") is submitting an application to the New York State Department of Transportation ("NYSDOT") in connection with its request for consolidated grant funding pursuant to Title 49 of the United States Code, Section 5311, to provide public mass transportation services by a third party subcontractor in designated rural area(s) of Putnam County for the 2019 and 2020 federal fiscal years (the "Project"); and**

**WHEREAS, the County and the State of New York have hereinbefore entered into a continuing agreement which authorizes the undertaking of the Project and**

payment of the Federal share therefor to the County pursuant to the aforesaid consolidated grant funding; and

WHEREAS, the County is contracting with a third-party subcontractor for the implementation and execution of the Project; now therefore be it

RESOLVED, that the Commissioner of Planning, Development & Public Transportation, or designee, is authorized to act on behalf of the County and submit the application for the Project and progress to completion said Project; and be it further

RESOLVED, that the County Executive, with the assistance of the County Attorney, is authorized to enter into and sign any contracts and/or agreements between the County and any third-party subcontractor necessary to complete the public transportation Project as aforesaid.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

Item #6p – Approval/ Eminent Domain Acquisitions/ Peekskill Hollow Road (CR 21) Improvement Project was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:

Legislator Nacerino explained that these are eminent domain acquisitions related to the Peekskill Hollow Road Improvement Project. They are temporary easements, with the exception of one (1) property where the owner was under water and supported the County's just compensation. She continued by reading portions of the resolution.

**RESOLUTION #61**

**APPROVAL/ EMINENT DOMAIN ACQUISITIONS/ PEEKSKILL HOLLOW ROAD (CR 21) IMPROVEMENT PROJECT**

WHEREAS, the County of Putnam ("County") is proposing to generally reconstruct Peekskill Hollow Road (CR 21) between Oscawana Lake Road (Oregon Corners) and Church Road (Adam Corners) (the "Project"); and

WHEREAS, the Project is located in the Towns of Putnam Valley and Cortlandt in the Counties of Putnam and Westchester, respectively, State of New York; and

WHEREAS, the Project will involve the rehabilitation of portions of the pavement and shoulders, incremental improvement of roadway geometry and full-depth reconstruction of identified distressed areas on Peekskill Hollow Road between Oscawana Lake Road and Church Road, as well as the rehabilitation of the bridge carrying Oscawana Lake Road over Peekskill Hollow Creek (BIN 3345680) as well as the bridge carrying Peekskill Hollow Road over Peekskill Hollow Creek (BIN 3345650), as well as the reconstruction of the culvert carrying Peekskill Hollow Road over the Shrub Oak Brook; and

WHEREAS, the purpose of the Project is to maintain safe access to, through and from the Project area by providing a roadway with improved pavement structure on which geometric deficiencies will be removed or reduced, as well as rehabilitating two (2) bridge structures that carry roadways over Peekskill Hollow Creek, as well as the reconstruction of a culvert carrying Peekskill Hollow Road over Shrub Oak Brook; and

WHEREAS, it is anticipated that it will be necessary for the County to acquire real property right of way interests in and to multiple tax map parcels in order to accomplish the Project; and

**WHEREAS, four (4) of the tax parcels in which the County must acquire real property right of way interests for purposes of the Project are Tax Map Parcels: 83.20-1-26 (Map 18); 84-1-27 (Map 27); 91.8-1-26 (Map 41); 91.27-1-4 (Map 2), all in the Town of Putnam Valley; and**

**WHEREAS, Tax Map Parcel 83.20-1-26 consists of approximately 0.50 acres of land with frontage and access on Peekskill Hollow Road; and**

**WHEREAS, the real property right of way interest that the County must acquire in Tax Map Parcel 83.20-1-26 is a fee interest in and to an essentially triangular shaped, unimproved portion consisting of approximately 958 square feet of area (approximately 4% of tax parcel) that is located immediately adjacent to the highway right of way boundary of Peekskill Hollow Road (CR 21); and**

**WHEREAS, Tax Map Parcel 84-1-27 consists of approximately 61.43 acres of land with frontage and access on Peekskill Hollow Road; and**

**WHEREAS, the real property right of way interests that the County must acquire in Tax Map Parcel 84-1-27 are a fee interest in and to an essentially rectangular shaped, unimproved portion consisting of approximately 1311 square feet of area (approximately 0.05% of the tax parcel), and a permanent easement area in, on, over and through a trapezoidal shaped area consisting of approximately 172 square feet of area, both of which portions are located immediately adjacent to the highway right of way boundary of Peekskill Hollow Road (CR 21); and**

**WHEREAS, Tax Map Parcel 91.8-1-26 consists of approximately 0.39 acres of land with frontage and access on Peekskill Hollow Road; and**

**WHEREAS, the real property right of way interest that the County must acquire in Tax Map Parcel 91.8-1-26 is a fee interest in and to an essentially triangular shaped, unimproved portion consisting of approximately 838 square feet of area (approximately 5% of the tax parcel) that is located immediately adjacent to the highway right of way boundary of Peekskill Hollow Road (CR 21); and**

**WHEREAS, Tax Map Parcel 91.27-1-4 consists of approximately 0.24 acres of land with frontage and access on both Oscawana Lake Road and Hollow Brook Road, and is improved by a residential structure; and**

**WHEREAS, the real property right of way interest that the County must acquire in Tax Map Parcel 91.27-1-4 is a temporary easement interest in, on, over and through an essentially triangular shaped, unimproved portion consisting of approximately 703 square feet of area (approximately 6% of the tax parcel) that is located immediately adjacent to the highway right of way boundaries of Oscawana Lake Road and Hollow Brook Road, approximately 281 square feet of which lies within the Peekskill Hollow Creek; and**

**WHEREAS, the Project is subject to compliance with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 ("Uniform Act" and the New York State Eminent Domain Procedure Law (EDPL) and Environmental Conservation Law; and**

**WHEREAS, in accordance with the provisions of Article 3 of the EDPL and the Uniform Act and its implementing regulations, the County caused to be appraised the aforementioned real property interests sought in portions of Tax Map Parcels 83.20-1-26 (Map 18), 84-1-27 (Map 27), 91.8-1-26 (Map 41) and 91.27-1-4 (Map 2), thereafter established amounts which the County believes represents just compensation for such respective real property interests, and conveyed to each respective record title owner a written offer representing 100 percentum of the highest approved appraisal amount; and**

**WHEREAS, more than ninety (90) days have passed since the County conveyed such offers of just compensation to the record title owners of Tax Map Parcels 83.20-1-26, 91.8-1-26, 84-1-27 and 91.27-1-4, and the record owners of Tax Map Parcels 83.20-1-**

26, 91.8-1-26 and 91.27-1-4 have not accepted such offers, as a consequence of which such offers are deemed rejected in accordance with EDPL §304(B); and

WHEREAS, the record title owner of Tax Map Parcel 84-1-27 has accepted the County's offer of just compensation, but is unable to convey to the County marketable title; and

WHEREAS, as a consequence of the foregoing, it is necessary for the County to acquire the real property right of way interests in, to, over and through portions of Tax Map Parcels 83.20-1-26, 84-1-27, 91.8-1-26 and 91.27-1-4 by means of EDPL Article 4 acquisition proceedings; and

WHEREAS, EDPL Article 2 requires, as a condition precedent to acquiring title by means of an EDPL Article 4 proceeding, that the County conduct a public hearing to inform the public and to review the public use to be served by the proposed project and the impact on the environment and residents of the locality where the proposed project will be constructed unless such project is exempt from the EDPL Article 2 hearing requirements in accordance with EDPL Section 206; and

WHEREAS, EDPL §206 (A) provides that the County is exempt from compliance with the provisions of the EDPL Article 2 hearing requirements when, pursuant to other state, federal, or local law or regulation, it considers and submits factors similar to those enumerated in Article 2, subdivision (B) of section 204, to a state, federal, or local government agency, board, or commission before proceeding with the acquisition and obtains a license, a permit, a certificate of public convenience or necessity, or other similar approval from such agency, board, or commission; and

WHEREAS, the factors enumerated in EDPL Section 204 (B) are as follows:

- 1) the public use, benefit or purpose to be served by the proposed public project;
- (2) the approximate location for the proposed public project and the reasons for the selection of that location;
- (3) the general effect of the proposed project on the environment and residents of the locality;
- (4) such other factors as it considers relevant; and

WHEREAS, the Project is a Locally Administered Federal Aid Transportation Project administered by the County; and

WHEREAS, as a Federally funded project, the Project is subject to the provisions of 23 U.S.C.A. §128, which requires, among other things, that prior to the acquisitions, a public hearing be held, or the opportunity for such be afforded, at which public hearing there is considered factors similar to those enumerated in EDPL Section 204 (B); and

WHEREAS, the Project is being progressed by the County Department of Highways and Facilities, with oversight by the New York State Department of Transportation ("NYSDOT") and in close coordination with the Federal Highway Administration ("FHWA"), in accordance with the requirements of the NYSDOT "Procedures for Locally Administered Federal Aid Projects" manual and other applicable NYSDOT documents; and

WHEREAS, in order to progress to the Project through the project design phase, it was necessary for the County to obtain from NYSDOT and FHWA approval that the County has satisfied the requirements of the NYSDOT "Procedures for Locally Administered Federal Aid Projects" manual and other applicable NYSDOT documents, as well as Federal laws and regulations; and

**WHEREAS, the County, in conjunction with its consultant, completed a Final Design Report for the Project in June, 2008, and thereafter re-evaluated the Project in June, 2014, both of which are required to be submitted to FHWA and NYSDOT for approval; and**

**WHEREAS, the Final Design Report for the Project clearly sets forth the public use, benefit or purpose to be served by the Project, the approximate location for the Project, the reasons for the selection of that location and other information relative to the Project; and**

**WHEREAS, in the course of progressing the design of the Project, and as is more fully set forth in the Final Design Report, the County examined and considered the social, economic and environmental consequences of the Project and activities associated with the Project, including its impacts on: local residents; other affected populations; school districts; recreation areas; places of worship; businesses; police, fire and ambulance services; highway, traffic and overall public safety and health; social groups; regional and local economies and business districts; surface waters; water source quality; general ecology; wildlife; historic and cultural resources; farmlands; and visual resources; and**

**WHEREAS, the County submitted the Final Design Report to NYSDOT for its concurrence, and NYSDOT completed a review of the Final Design Report, and Design Approval that approved the preferred alternative was provided in July, 2008; and**

**WHEREAS, following the June 2014 Project re-evaluation, the July 9, 2008 Design Approval of the selected Alternative is still valid; and**

**WHEREAS, FHWA and the NYSDOT completed a review of the Report, and in June, 2015, NYSDOT provided preliminary project approval to the County and issued an Authorization to Proceed With ROW Acquisition; and**

**WHEREAS, Federal and State requirements for projects such as the Project include a mandate that the County undertake the action and satisfy the requirements of the National Environmental Policy Act (“NEPA”); and**

**WHEREAS, in satisfaction of its obligations under NEPA and FHWA regulations, the Project is being progressed in conjunction with NYSDOT and FHWA as a Class II Action under the New York State Department of Transportation Environmental Manual (“TEM”) and is considered a Class II Action (Categorical Exclusion) under 23 CFR 771; and**

**WHEREAS, NYSDOT has determined, and FHWA has concurred, that the Project will not induce significant environmental impacts, and it meets the conditions and criteria for a NEPA Class II, D-List Categorical Exclusion with Documentation; and**

**WHEREAS, the County has satisfied the requirements of 23 CFR 771.129 in regard to the re-evaluation of the Project under NEPA; and**

**WHEREAS, TEM requires the examination and consideration of land-air-water environmental, social, economic, historic and cultural factors when progressing a project such as the Project; and**

**WHEREAS, in order to accomplish the Project, the County will have to obtain a New York State Department of Environmental Conservation (“NYSDEC”) Article 15, Section 401 Water Quality Certification/Permit, as well as Army Corps of Engineers Section 404 Nationwide Permits 3 and 14 and a NYSDEC Article 15 permit; and**

**WHEREAS, In light of the several written approvals of FHWA and NYSDOT following the County’s consideration and submission to those agencies of factors similar to those set forth in EDPL §204 (B), as required by Federal statute, FHWA regulations and NYSDOT statutes, regulations and policies, the County has satisfied the criteria set forth in EDPL §206 (A) and, therefore, is exempt from the requirement to hold an EDPL Article 2 hearing.**

**WHEREAS, EDPL Section 206 (C) provides that the County is exempt from compliance with the hearing and determination and findings requirements of EDPL Article 2 when, “pursuant to other law or regulation it undergoes or conducts or offers to conduct prior to an acquisition one or more public hearings upon notice to the public and owners of property to be acquired, and provided further that factors similar to those enumerated in subdivision (B) of section two hundred four herein may be considered at such public hearings”; and**

**WHEREAS, the Project is subject to the provisions of 23 U.S.C. §128, 23 and 23 CFR §771.111; and**

**WHEREAS, 23 U.S.C. §128 requires, among other things, that prior to the acquisition of right of way interests for a public project, a public hearing be held, or the opportunity for such be afforded, at which public hearing there are considered factors similar to those enumerated in subdivision (B) of Eminent Domain Procedure Law §204; and**

**WHEREAS, in accordance with the provisions of Title 23, U.S. Code, Section 128, and Title 40, U.S. Code of Federal Regulations, Parts 1500 to 1508 and other applicable statutes and regulations, on September 14, 2004 and November 14, 2005, and after due notice thereof was provided, public information meetings were conducted concerning the subject public Project; and**

**WHEREAS, the public information meetings were part of a larger process during which the County described the alternatives and preferred alternative, discussed right-of-way needs, construction impacts, and considered and addressed the potential social, historic, economic and environmental consequences of the proposed Project; and**

**WHEREAS, in light of the foregoing, the County has conducted public hearings, upon notice to the public and owners of property to be acquired, at which factors similar to those enumerated in EDPL Section 204(B) were presented and considered, as a consequence of which the County is exempt from the EDPL Article 2 hearing requirements with respect to the Project; and**

**WHEREAS, EDPL §206 (D) provides that the County is exempt from compliance with the hearing and determination and findings requirements of EDPL Article 2 “when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project or because of an emergency situation the public interest will be endangered by any delay caused by the public hearing requirement in this article”; and**

**WHEREAS, the Project will not involve any disturbance of any structures situated on any of the aforementioned tax parcels, portions of which the County seeks to acquire property interests in; and**

**WHEREAS, the Project and the nature and extent of the County’s acquisition of the aforementioned right of way interests in, on, over and through small portions of the aforementioned tax parcels is di minimis in nature such that the public interest will not be prejudiced by the construction of the Project; now therefore be it**

**RESOLVED, that the Legislature of the County of Putnam has considered all relevant information pertaining to the proposed Peekskill Hollow Road Improvements Project and has determined the project development process implemented by the County, as well as the approvals necessarily obtained from FHWA, NYSDOT and SHPO and the di minimis nature of the proposed acquisition of real property right of way interests in, on, over and through portions of Tax Map Parcel 83.20-1-26, 84-1-27, 91.8-1-26 and 91.27-1-4, qualify the County for exemptions from the hearing requirements of EDPL Article 2, pursuant to EDPL Section 206 (A), (C) and (D); and be it further**

**RESOLVED, the County hereby authorizes and directs the Commissioner of the County Department of Highways and Facilities to take such steps and perform such acts**

as are necessary for the County to acquire the real property right of way interests in, on, over and through portions of Tax Map Parcels 83.20-1-26, 84-1-27, 91.8-1-26 and 91.27-1-4 and all other real property interests that may be necessary to accomplish the Project, including acquisition by the right of eminent domain in accordance with the provisions of the EDPL; and be it further

**RESOLVED**, that the County affirms its prior determination that the Project is classified as a SEQRA Unlisted Action.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6q – Approval/ SEQRA Determination (Resurfacing Various County Highways) was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**RESOLUTION #62**

**APPROVAL/ SEQRA DETERMINATION (Resurfacing Various County Highways)**

**WHEREAS**, the Putnam County Legislature is considering a \$1,000,000 Bond issue for the Resurfacing of Various County Highways and Parking, in Putnam County, New York, and

**WHEREAS**, the Department of Highways is proposing to resurface various paved County highways and parking lots at an estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, \$1,000,000, and

**WHEREAS**, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(4) “repaving of existing highways not involving the addition of new travel lanes” and Part 617.5(c)(2) “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site”, now therefore be it

**RESOLVED**, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(1)(i), there is no further environmental review necessary.

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6r – Approval/ Bond Resolution/ Rehabilitation and/or Resurfacing of Various County Highways and/or Parking Areas/ \$1,000,000 was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

Legislator Nacerino stated for clarity purposes that the County is very responsible with bonding considerations and we do not bond frivolously. She stated that our long-term debt is over 30% in the last 10 years and the short-term debt has been eliminated entirely. She stated that we bond because it is the most efficient and effective way to finance when applicable. She stated that this bond is for 10 years which will distribute the benefit use over that period of time, and it will not adversely impact one (1) budget in any one (1) given year.

**Legislator Montgomery stated that she had asked why we are bonding and borrowing for something that we can expect to pay for every year. She stated that we are bonding for millions each month. She stated that she would like to see the whole picture during the Committee meetings every time we bond. She understood why our bond rating was so good, however she believed that we were bonding for expenses that should be budgeted for every month. She stated that maybe at the next Audit Committee meeting we could have a discussion to identify the monthly reporting mechanism to see; what our debt is, what are we bonding for, what debts do we have open and when are they going to be paid off.**

**Legislator Nacerino stated that she agreed and believed it was something that the Commissioner of Finance would be receptive to do. She stated that she doesn't necessarily agree that we are bonding every month. She believed that we were very prudent in our bonding. She explained again how bonding over a 10-year period does not impact a budget in any one (1) given year. She believed that Commissioner Carlin would be more than happy to address the Audit Committee. She stated that the bonding was not excessive by any stretch of the imagination and that is why this County has an Aa1 bond rating.**

**Legislator Jonke stated that it was not true that we bond millions every month. He stated that every year our Outside Auditors rave about how our Commissioner of Finance handles the County's finances. He believed that it made good sense to bond a long-term Capital Project.**

**Legislator Castellano echoed the statements of Legislators Nacerino and Jonke. He stated that the discussion of bonding goes on all year long, however as Chair of the Audit & Administration Committee, he was happy to invite Commissioner Carlin to speak about it.**

**Legislator Montgomery explained that she did not have a monthly report, however she believed that the County bonded excessively which she believed was not a great practice.**

**Legislator Castellano stated that our Outside Auditors say that we do a fantastic job.**

**Legislator Sayegh stated that we have increased our bond rating to an Aa1 rating which is moving in the proper direction. She did not believe that the County bonded excessively. She believed that the County bonded when necessary and this was one (1) of those times.**

**Chairwoman Addonizio explained that when bond rates are low, she believed it was a good time to bond instead of taking money from the general fund. She stated that it was like purchasing a home and taking advantage of the low rates.**

**Legislator Montgomery stated that she hears that every year that money is cheap, lets borrow. She stated that she has a good rating, however, she would not borrow. She explained that she would use the money she has, and do without the extras that she wants, because something needs to be repaired.**

**Chairwoman Addonizio explained that some of these items are not necessarily what we want, but rather what we need to move forward in Putnam County.**

Legislator Nacerino believed it was a misrepresentation to say that we are bonding because our backs are against the wall and this is the only way we can achieve our goals. She stated that was not the case. She stated that this is the efficient way to finance and she has full confidence in Commissioner Carlin's abilities and determination when he considers the project before him and chooses to bond rather than taking the funds from the budget.

Legislator Sullivan stated that the Administration over the last several years has basically eliminated all our short term borrowing and has significantly reduced our long-term borrowing. He explained that it was not accurate to say that we are borrowing a lot of money. He stated that borrowing is a tool that the Finance Department has available for long term projects. He stated that given the historically low interest rates, it made much more sense to bond than it does to use our own funds.

## RESOLUTION #63

### EXTRACT OF MINUTES

#### Meeting of the County Legislature of the County of Putnam, New York

March 5, 2020

\* \* \*

A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on March 5, 2020, at 7 o'clock P.M. (Prevailing Time).

The following Legislators were present: Castellano, Gouldman, Jonke, Montgomery, Nacerino, Sayegh, Sullivan and Chairwoman Addonizio.

There were absent: Legislator Albano.

Also present: Diane Schonfeld, Clerk of the County Legislature  
Robert Firriolo, Legislative Counsel

\* \* \*

Legislator Addonizio offered the following resolution and moved its adoption:

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MARCH 5, 2020, AUTHORIZING THE REHABILITATION AND/OR RESURFACING OF VARIOUS COUNTY HIGHWAYS AND/OR PARKING AREAS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000; APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

**THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:**

**Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to rehabilitate and/or resurface various County highways and/or parking areas. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,000,000 and said amount is hereby appropriated therefor. The plan of financing, includes the issuance of \$1,000,000 serial bonds of the County to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.**

**Section 2. Bonds of the County in the principal amount of \$1,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.**

**Section 3. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (c) and (f) of the Law, is ten (10) years.**

**Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.**

**Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.**

**Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the**

bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

**AYES:** SEVEN – Legislators Castellano, Gouldman, Jonke, Nacerino, Sayegh, Sullivan and Chairwoman Addonizio.

**NOES:** ONE – Legislator Montgomery.

**ABSENT:** ONE – Legislator Albano.

The resolution was declared adopted.

\*\*\*\*\*

#### CERTIFICATE

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No. \_\_\_\_-2020 contained in the foregoing annexed extract from the minutes of a meeting of the County

Legislature of said County of Putnam duly called and held on March 5, 2020, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on March 5, 2020 and approved by the County Executive on April \_\_\_\_, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this \_\_\_\_ day of March, 2020.

(SEAL)

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Diane Schonfeld  
Clerk to the County Legislature

**NOTICE**

The resolution, a summary of which is published herewith, has been adopted on March 5, 2020, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld  
Clerk to the County Legislature

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK,  
ADOPTED MARCH 5, 2020, AUTHORIZING THE REHABILITATION  
AND/OR RESURFACING OF VARIOUS COUNTY HIGHWAYS AND/OR**

**PARKING AREAS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000; APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

**Object or purpose:** to rehabilitate and/or resurface various County highways and/or parking areas

**Period of probable usefulness:** ten (10) years

**Amount of obligations to be issued:** \$1,000,000

**A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.**

**Dated:** March 5, 2020  
Carmel, New York

**Item #6s – Approval/ SEQRA Determination (Highway Equipment) was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**Legislator Montgomery stated that it would be good to see a master replacement schedule for these types of vehicles which usually has a lifespan that can be predicted.**

#### **RESOLUTION #64**

**APPROVAL/ SEQRA DETERMINATION (Acquisition of Various Vehicles and Heavy Equipment for Highway Department)**

**WHEREAS, the Putnam County Legislature is considering a \$500,000 Bond issue for the Acquisition of Various Highway Equipment for the Department of Highways and Facilities, Putnam County, New York, and**

**WHEREAS, the Department of Highways and Facilities is proposing the acquisition of various highway equipment to replace old and worn equipment, including a snow truck, a wheel loader, crew cab, utility truck bodies, mowers, paver, manlift and sander, and**

**WHEREAS, this action has been determined to be a Type II Action in accordance with 6 NYCRR Part 617.5(c)(25) “purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides or other hazardous materials”, now therefore be it**

**RESOLVED, that the Putnam County Legislature accepts the determination that this project is a Type II Action and pursuant to the State Environmental Quality Review Act §617.6(1)(i), there is no further environmental review necessary.**

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6t – Approval/ Bond Resolution/ Acquisition of Various Vehicles and Heavy Equipment for Highway Department/ \$500,000 was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**RESOLUTION #65**

**EXTRACT OF MINUTES**

**Meeting of the County Legislature of  
the County of Putnam, New York**

**March 5, 2020**

**\* \* \***

**A regular meeting of the County Legislature of the County of Putnam, New York, was held at the Historic County Courthouse, Gleneida Avenue, Carmel, New York, on March 5, 2020, at 7 o'clock P.M. (Prevailing Time).**

**The following Legislators were present: Castellano, Gouldman, Jonke, Montgomery, Nacerino, Sayegh, Sullivan and Chairwoman Addonizio.**

**There were absent: Legislator Albano.**

**Also present: Diane Schonfeld, Clerk of the County Legislature  
Robert Firriolo, Legislative Counsel**

**\* \* \***

**Legislator Nacerino offered the following resolution and moved its adoption:**

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MARCH 5, 2020, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES AND HEAVY EQUIPMENT FOR THE HIGHWAY DEPARTMENT; STATING THE ESTIMATED TOTAL COST THEREOF IS \$995,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$495,000 IN FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK; AND AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.**

**THE COUNTY LEGISLATURE OF THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:**

**Section 1. The County of Putnam, New York (herein called "County"), is hereby authorized to acquire various vehicles and heavy equipment for the highway department. The estimated total cost of such class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$995,000 and said amount is hereby appropriated therefor. The plan of financing includes the expenditure of \$495,000 in funds expected to be received from the State of New York and the issuance of \$500,000 serial bonds of the County to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.**

**Section 2. Bonds of the County in the principal amount of \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance a portion of said appropriation.**

**Section 3. The period of probable usefulness of the class of objects or purposes for which said bonds are authorized to be issued pursuant to this resolution, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.**

**Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.**

**Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.**

**Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00**

relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 7. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect upon the approval of the Putnam County Executive, and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in "*The Putnam County Courier*," "*The Putnam Press*," and "*The Putnam County News & Recorder*," three newspapers, each having a general circulation in the County and hereby designated as the official newspapers of the County for such publications.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

**AYES:** EIGHT – Legislators Castellano, Gouldman, Jonke, Montgomery, Nacerino, Sayegh, Sullivan and Chairwoman Addonizio.

**NOES:** NONE

**ABSENT:** ONE – Legislator Albano.

The resolution was declared adopted.

\*\*\*\*\*

**CERTIFICATE**

I, Diane Schonfeld, Clerk to the County Legislature of the County of Putnam, State of New York, HEREBY CERTIFY that the Resolution No.\_\_\_\_-2020 contained in the foregoing annexed extract from the minutes of a meeting of the County Legislature of said County of Putnam duly called and held on March 5, 2020, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof and of the whole of said original Resolution, which was duly adopted by the County Legislature of the County of Putnam on March 5, 2020 and approved by the County Executive on May \_\_, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County of Putnam this \_\_\_\_ day of March, 2020.

(SEAL)

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Diane Schonfeld  
Clerk to the County Legislature

**NOTICE**

The resolution, a summary of which is published herewith, has been adopted on March 5, 2020, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the COUNTY OF PUTNAM, New York, is not authorized to

expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Diane Schonfeld  
Clerk to the County Legislature

**BOND RESOLUTION OF THE COUNTY OF PUTNAM, NEW YORK, ADOPTED MARCH 5, 2020, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES AND HEAVY EQUIPMENT FOR THE HIGHWAY DEPARTMENT; STATING THE ESTIMATED TOTAL COST THEREOF IS \$995,000; APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$495,000 IN FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK; AND AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF SAID COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION.**

**Object or purpose:** the acquisition of various vehicles and heavy equipment for the highway department, at the aggregate estimated cost of \$995,000.

**Period of probable usefulness:** fifteen (15) years

**Amount of obligations to be issued:** \$500,000

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Legislature, at the County Office Building, 40 Gleneida Avenue, Carmel, New York.

**Dated:** March 5, 2020  
Carmel, New York

**Item #6u – Approval/ Support for NYS Legislation Addressing Article 5-L Amendment Allowing C-PACE for New Construction was next. On behalf of the members of the Physical Services Committee, Legislators Albano and Gouldman, Legislator Nacerino moved the following:**

**RESOLUTION #66**

**APPROVAL/SUPPORT FOR NYS LEGISLATION ADDRESSING ARTICLE 5-L AMENDMENT ALLOWING C-PACE FOR NEW CONSTRUCTION**

**WHEREAS, pursuant to New York State General Municipal Law Article 5-L, a municipality may establish a sustainable energy loan program using state and federal**

**grant assistance to make loans to the owners of real property, located within the municipality, to finance the installation of renewable energy systems, energy efficiency improvements, and related energy services and studies; and**

**WHEREAS, Article 5-L recognizes that the reduction of energy consumption and attendant air pollutants is a public benefit and authorizes financings to be repaid through a municipal charge placed on the improved property, like other public benefits; and**

**WHEREAS, Putnam County has established such a program, which is codified in Chapter 156 of the Code of Putnam County, entitled “Energize NY Open C-PACE Local Law”; and**

**WHEREAS, C-PACE (Commercial Property Assessed Clean Energy) financing fills a large void for clean energy financing for projects such as deep energy improvements in buildings and long-term renewable energy projects; and**

**WHEREAS, Energy improvement projects cut energy wasted in local buildings, reduce the high cost of energy for our businesses, provide for a cleaner and healthier environment, and create local jobs and improve building value, all of which benefit our economies and communities; and**

**WHEREAS, Article 5-L in its current form, however, denies these benefits to buildings that are new construction; very often the latest and most efficient equipment is sacrificed to manage the costs of a new construction project; and**

**WHEREAS, C-PACE for new construction would provide a compelling incentive to design sustainable, high performing buildings right from the start; amending Article 5-L will enable property owners and the professionals involved with designing, engineering and constructing the new building stock of New York to incorporate the most efficient equipment and infrastructure, creating buildings which are more valuable than their inefficient competitors, and cost less to operate; and**

**WHEREAS, According to PACENation and the C-PACE Alliance, 70% of C-PACE financings are new construction projects, including the largest transaction to-date, Salt Lake City’s New Hyatt Hotel, which used \$54 million in C-PACE funding; and**

**WHEREAS, New York State Legislature bills A-7805 and S-6523 would amend Article 5-L to allow New York State to join 21 other states offering the public benefit of C-PACE for new construction; and**

**WHEREAS, Amending Article 5-L to permit financing for energy-related improvements in new construction will enable property owners and the professionals involved with designing, engineering, and constructing the new building stock of New York to incorporate the most efficient equipment and infrastructure; moreover, implementing such measures in new construction will accelerate their incorporation into retrofit and rehabilitation projects as technologies are proven and achieve scale; and**

**WHEREAS, Energy Improvement Corporation ("EIC"), an independent, not-for-profit, local development corporation that provides C-PACE program administration to its municipal members throughout New York State, including the County of Putnam, strongly support availability of C-PACE financing, under Article 5-L, for new construction buildings; now therefore be it**

**RESOLVED, that the Putnam County Executive and the Putnam County Legislature hereby express their support for the enactment of legislation such as A-7805 / S-6523 amending Article 5-L to permit financing for energy-related improvements in new construction; and be it further**

RESOLVED, that the Clerk of the Putnam County Legislature is hereby directed to forward a copy of this Resolution to our State representatives in the State Legislature as well as the Governor and leadership of our State Legislature.

BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.

**AUDIT & ADMINISTRATION COMMITTEE**  
(Chairman Castellano, Legislators Gouldman & Sayegh)

Item #6v - Approval/ Budgetary Amendment (19A097)/ Finance/ Year End Journal Entry #2 was next. Chairwoman Addonizio recognized Legislator Castellano, Chairman of the Audit & Administration Committee. On behalf of the members of the Committee, Legislators Gouldman and Sayegh, Legislator Castellano moved the following:

**RESOLUTION #67**

**APPROVAL/ BUDGETARY AMENDMENT / FINANCE/ YEAR END JOURNAL ENTRY #2**

WHEREAS, the Commissioner of Finance has requested a budgetary amendment (19A097) for the second Year End Entry for the year ending December 31, 2019; and

WHEREAS, further entry(s) will follow as more information becomes available during the year end closing process; and

WHEREAS, the Audit & Administration Committee has reviewed and approves said budgetary amendment; now therefore be it

RESOLVED, that the following budgetary amendment be made:

**GENERAL FUND:**

Increase Estimated Appropriations:  
SEE ATTACHED SHEET 552,204.00

Decrease Estimated Appropriations:  
SEE ATTACHED SHEET 19,975.00

Increase Estimated Revenues:  
SEE ATTACHED SHEET 6,709,342.00

Decrease Estimated Revenues:  
SEE ATTACHED SHEET 6,207,113.00

**ROAD FUND:**

Increase Estimated Appropriations:  
SEE ATTACHED SHEET 484,140.00

Increase Estimated Revenues:  
SEE ATTACHED SHEET 484,140.00

**ROAD MACHINERY FUND:**

Increase Estimated Appropriations:  
SEE ATTACHED SHEET 882.00

Increase Estimated Revenues:  
SEE ATTACHED SHEET 882.00

**CAPITAL PROJECTS FUND:**

Increase Estimated Appropriations:  
SEE ATTACHED SHEET 744,316.00

Decrease Estimated Appropriations:  
SEE ATTACHED SHEET 3,968,457.00

Increase Estimated Revenues:  
SEE ATTACHED SHEET 3,678,207.00

Decrease Estimated Revenues:  
SEE ATTACHED SHEET 6,902,348.00

**TRANSPORTATION FUND:**

Increase Estimated Appropriations:  
SEE ATTACHED SHEET 1,725.00

Increase Estimated Revenues:  
SEE ATTACHED SHEET 30,518.00

Decrease Estimated Revenues:  
SEE ATTACHED SHEET 28,793.00

2019 Fiscal Impact – 0 –  
2020 Fiscal Impact – 0 –

**BY POLL VOTE: ALL AYES. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

**Item #6w – Approval/Putnam County’s Request to Extend the 1% Increased County Sales Tax for an Additional Three Years was next. On behalf of the members of the Audit & Administration Committee, Legislators Gouldman and Sayegh, Legislator Castellano moved the following:**

**Legislator Castellano stated that the one (1%) percent increase in sales tax represents approximately \$15 - \$16 million dollars in revenue to Putnam County every year. He stated that recently Westchester County approved the same request to the State. He stated that we are a small County and we are trying to do the right thing for the property owners. He explained that if we don’t pass this, the loss in revenue would result in an increase in property tax.**

Legislator Montgomery stated that we say that property tax will increase if we don't renew this. She stated that there is a reason why this is temporary and needs to be renewed. She believed that Carmel property taxes went up 7% this year. She explained that we receive the sales tax revenue from people visiting Putnam County who spend money, however, she believed that it is not shared fairly with the towns. She believed that if you live in Putnam County, you go outside of Putnam County to make big purchases because the sales tax is cheaper, such as in Dutchess County or Connecticut. She stated that she purchased a car in Connecticut because the sales tax is higher in Putnam County. She believed the extension was temporary for a reason and she would be voting no on this.

Legislator Castellano clarified that whenever anyone in Putnam County purchases a car, even if you buy it in Connecticut, the sales tax is calculated at the Putnam County rate where the car is registered. He believed that car purchases were the biggest sales tax revenue contributor.

Legislator Sayegh stated that, as a member of the Mahopac Chamber of Commerce, she encouraged people to shop locally to support our mom and pop businesses. She purchased her vehicle in the Town of Mahopac, and she makes it a point to shop locally. She believed this 1% increase was the fairest way to distribute our tax, otherwise we would be overburdening our homeowners.

Legislator Nacerino explained that the sales tax revenue generated from purchases of visitors to our County, helps to ease the burden on the homeowners of Putnam County.

Legislator Jonke questioned if the one (1%) percent represented approximately \$14 million in revenue.

Chairwoman Addonizio clarified that it was \$16.4 million.

Legislator Jonke stated that as Legislator Albano has stated, this isn't "rocket science". He stated that there is no way for us to make up a \$15 million loss in revenue unless we go to property tax. He stated that this is a no brainer.

Legislator Castellano stated that you needed to remember that the portion of the budget we have control over is approximately \$39 million, therefore you are basically cutting half of the budget because everything else is unfunded State mandates.

Chairwoman Addonizio mentioned that the towns do benefit from sales tax revenue. She stated that the Board of Election budget is approximately \$2 million. The County does not chargeback the towns for voting. She stated that community college is \$3.1 million and Aid to Municipalities (AIM) is \$400,000. She questioned how we would make up the sales tax revenue loss of \$16 million if it was not extended.

Legislator Castellano stated that we do share with the towns, such as; Board of Elections.

Legislator Montgomery stated that she would like to see a spreadsheet on the sharing of sales tax revenue and how it is broken out by town. She believed her town supervisor has been asking for that for years.

Legislator Nacerino stated that the County makes the towns whole.

Legislator Montgomery explained that she would like to see the portion of what is shared with her district.

Chairwoman Addonizio clarified that Legislator Montgomery wanted a breakdown of the college tuition for her town. She believed that we had asked for this before and she was under the impression that Commissioner Carlin was unable to provide that breakdown. She stated that she would find out.

Legislator Sullivan believed that in one (1) of the State of the County Addresses, the County Executive provided a breakdown that showed the amount of money that goes from the County to the towns.

Legislator Montgomery stated that she did not believe it was ever broken down by towns.

Legislator Sullivan believed it could be provided.

#### **RESOLUTION #68**

#### **APPROVAL/PUTNAM COUNTY'S REQUEST TO EXTEND THE 1% INCREASED COUNTY SALES TAX FOR AN ADDITIONAL THREE YEARS**

**WHEREAS, in light of the current and ongoing fiscal challenges facing Putnam County government, it is appropriate to maintain revenues by renewing the previously authorized one (1%) percent County sales tax increase; and**

**WHEREAS, in accordance with Chapter 113 of the Laws of 2011 and pursuant to Resolution #41 of 2011, Resolution #88 of 2013 and Resolution #38 of 2015, the Putnam County Legislature approved the introduction and passage of legislation for the continued authorization of Putnam County's sales tax to be increased from three (3%) percent to four (4%) percent for period September 1, 2007, through November 30, 2017; and**

**WHEREAS, in accordance with Resolution #27 of 2017, the Putnam County Legislature approved the introduction and passage of legislation for the continued authorization of Putnam County's sales tax to be increased from three (3%) percent to four (4%) percent for period December 1, 2017, through November 30, 2019, however the State of New York subsequently extended that increase through November 30, 2020, which authorization is about to expire and needs to be renewed; and**

**WHEREAS, the Putnam County Executive and Putnam County Legislature further determine that as an alternative to dramatically raising real property taxes in Putnam County, it is necessary to renew the expiring one (1%) percent County sales tax increase; now therefore be it**

**RESOLVED, that the Putnam County Executive and Putnam County Legislature hereby support and request the introduction and passage of legislation authorizing the renewal of the expiring one (1%) percent County sales tax increase for an additional three (3) years, that is, for the period December 1, 2020, through November 30, 2023; and be it further**

**RESOLVED, that the Clerk of the Putnam County Legislature is hereby directed to forward a copy of this Resolution to our State representatives in the State Legislature as well as the Governor and leadership of our State Legislature.**

**BY POLL VOTE: SEVEN AYES. ONE NAY - LEGISLATOR MONTGOMERY. LEGISLATOR ALBANO WAS ABSENT. MOTION CARRIES.**

#### **Item #7 – Other Business**

There was no other business submitted to the meeting.

#### **Item #8 – Recognition of Public on Agenda Items**

Karl Rohde, Director of Veterans Services and Town of Kent resident. He stated that if the Legislature did not approve Item #6L pertaining to the lease at the Veterans Residence, that veteran would be homeless right now. He stated that this lease was able to keep a Putnam County veteran from being homeless. He thanked the Legislature for Item #6h calling on the State to support funding for the Veterans Peet to Peer Program. He stated that he is not only the Director of Veterans Services or part of the Vet to Vet staffing. He is also a participant in the Vet to Vet program. He stated that he was diagnosed several years ago with Post Traumatic Stress Disorder (PTSD) due to his service in Vietnam. He stated that, today, he was at an equestrian session at Pegasus in Brewster. He stated that he is now a horse handler for that program. He was with seven (7) or eight (8) veterans who are going through the program for the first time. He shared how valuable the program was and how much it has helped him.

Susan Kotzur, Town of Kent resident addressed Item #6p regarding eminent domain acquisitions. She stated that, since you are acquiring this land on Peekskill Hollow Road, she questioned if it was an improvement project. She stated that the Commissioner of Highways & Facilities wants to increase the weight limit on this road which she believed was a bad idea. She believed the weight limit should be kept the same on this residential road.

#### **Item #9 – Recognition of Legislators**

Legislator Sayegh stated that she wanted to clarify some things pertaining to the Corona Virus. She stated that there are a lot of rumors and misinformation. She stated that it is important that people get their information from the Centers of Disease Control and Prevention (CDC) website: [www.cdc.gov](http://www.cdc.gov) or the New York State Department of Health at [www.nystateofhealth.ny.gov](http://www.nystateofhealth.ny.gov) and the Putnam County Health Department website at [www.putnamcountyny.com/health/coronavirus](http://www.putnamcountyny.com/health/coronavirus) which receives their information from the CDC and the New York State Department of Health. She reviewed the different symptoms to be aware of related to the COVID-19. She stated if you do have severe symptoms and you believe you need to go to the Emergency Room, contact your primary Doctor or the Emergency Room directly to alert them to the fact that you are coming to their hospital and you believe you have COVID-19. She stated that will allow them to prepare accordingly for your arrival. She stated also remember to practice strict respiratory etiquette and hygiene. She stated prevention is the most important component to your good health during the flu season, it is no different this time of dealing with the COVID-19.

Legislator Sullivan stated he and a few of his colleagues were in Washington, DC attending the National Association of Counties (NACo) Conference. He stated it was a very informative. He stated attendees the Conference at the conference were at the

White House and permitted to sit in on a conference call with the New York State Department of Health Commissioner Howard Zucker. He stated the Corona Virus was a topic addressed on the call. He stated there was a great deal of information that he learned about on that call. He stated for clarification people who are “isolated” have the virus people who are “quarantined” are people they are keeping an eye on. He stated also it was mentioned that the Counties are on the front line for addressing this in their communities, not the Federal Government. He stated the Putnam County Health Department is well prepared for anything that comes up. He stated they are focused on the safety of our first responders and their interaction with patients that may potentially have the virus. He stated, as Legislator Sayegh mentioned, the NACo Conference was very informative and emphasized that we all keep things in perspective. He stated NYSAC, the New York State Association of Counties, has an online resource with the up to date information on the Corona Virus in New York State.

Legislator Jonke stated Sheriff Langley, who was present at this meeting earlier tonight, had texted him. He stated the County Emergency Response Team had been activated to respond to a barricade situation, the subject has a firearm. He stated it is in the Town of Southeast. He requested that everyone keep these brave employees in your thoughts.

Legislator Montgomery stated that she was in attendance at the NACo Conference as well. She stated regarding the Corona Virus there was a lot learned from Senator Schumer and Senator Gillibrand regarding the efforts made by the Federal Government. She stated in addition to the allocation of \$8 billion from the Federal Government the Governor has allocated a \$40 million appropriation package to provide resources to respond to the Corona Virus. She stated it has been said that the only thing that spreads faster than a virus is misinformation. She stated for most of the American public the immediate health risk from this virus is considered low. She restated the practice to be followed if you believe you have the COVID-19 virus is to call a health care provider and follow the instructions. She stated that she does believe it to be important we, as a County, and us as Legislators be prepared. She stated she has been writing and asking for information regarding the Corona Virus since January 2020. She stated she would like to see the County’s plans to address this matter. She stated that she wants to be able to assure the members of the Public that, even with the restructuring that took place in our County’s Health Department, the department has enough personnel to respond to this situation. She stated that she would like a full time Epidemiologist position. She stated the part time Epidemiologist position was removed during the restructuring. She stated she would like to assure that our County’s Health Department is prepared ahead of time to manage this crisis. She stated that she had communication with the School Districts, and they have confirmed they will be holding weekly conference calls with the County Health Department. She stated she believes the Legislators and Town Officials should be included as well. She stated we are all a team to respond to this crisis together.

Legislator Nacerino stated currently Putnam County has no cases of the COVID-19, which is very fortunate. She stated she is very confident that the County’s Health Department and the Administration are prepared and knowledgeable. She stated Commissioner of Health Dr. Nesheiwat made a presentation approximately two (2) weeks ago at the February Health Committee Meeting. She stated Commissioner Nesheiwat is in contact with the Center for Disease Control and Prevention (CDC) and the surrounding Health Departments. She stated we are not here to micromanage our County

Departments. She stated if there is a need demonstrated that the Legislature needs to take action, then that would occur.

Legislator Castellano stated that he knows the Corona Virus is on everyone's mind. He would like to remind everyone that every year 20,000 – 40,000 people die from the flu. He stated this will pass, we will get through this. He stated he hopes everyone takes care of themselves and their families. He stated on a positive note, this weekend is the Mahopac – Carmel St. Patrick's Day Parade. He stated he hoped everyone will get out and enjoy themselves, spring is on its way. He stated he would like to thank our first responders for their unwavering support in these unprecedented times.

Legislator Sullivan stated there is a big matter to be addressed, which is being overshadowed currently, the Medicaid issue. He stated Governor Cuomo is proposing to shift the cost of Medicaid from the State to the Counties to the tune of \$2.5 billion. He stated for Putnam County that would be an excess of \$600,000 - \$1 million. He stated there was a meeting with the Mayor of New York City and many County Executives, including Putnam County's. He stated on a bi-partisan level they all agreed the proposed Medicaid shift would be a significant problem. He stated they all agreed to work together to fight Albany, against shifting all the Medicaid expenses. He stated such an action by the Governor will have a significant negative impact. He encouraged everyone to contact their New York State Senate and Assembly representatives to have their voices heard. He stated that Putnam County cannot continue to have Albany push the cost down to counties on problems Albany cannot fix on their own.

Chairwoman Addonizio stated she will be honoring Gregory Amato. She stated unfortunately Mr. Amato cannot be present this evening, he is in hospice. She requested that he and his family be kept in your prayers. She read from a Proclamation that listed the many community advocate roles he served as a Putnam County resident. He was a Carmel Police Officer for 34 years. He retired in the role of the Carmel Chief of Police in 1998. He served as a volunteer in numerous roles and groups. She stated he co-authored a historical task book, *Images of America: Mahopac*. She shared the rest of the many roles he took on in many of the County's organizations. She stated that Putnam County is fortunate to have a person who has such respect and appreciation for this community.

Legislator Nacerino stated Greg Amato is a very special person and an integral part of the landscape of Putnam County. She stated she would like to close the meeting in memory of another very special person, Donna McMahan. She stated Donna McMahan served nine (9) years from 1995 - 2003 as the Legislative Clerk of the Putnam County Legislature. She stated Donna McMahan passed away on February 11, 2020.

There being no further business, at 8:38 P.M., Chairwoman Addonizio made a motion to adjourn; seconded by Legislator Castellano. All in favor.

Respectfully submitted by Diane Schonfeld, Clerk.